

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

CHARLES LAMONT NORWOOD,
aka MS. CHELSY,

ORDER

Plaintiff,

v.

11-cv-507-bbc

DR. TOBIASZ, DR. GARBELMAN,
DR. CALLISTER, MR. POLLARD,
JAMES MUENCHOW, CYNTHIA THORPE,
MICHAEL MEISNER, DON STRAHOTA,
WELCOME ROSE, MELISSA ROBERTS
and SCHWOCHERT,

Defendants.

Plaintiff Charles Lamont Norwood has filed a motion to modify the collection of his filing fees under 28 U.S.C. § 1915(b)(2). Plaintiff requests that the institution where he is in custody stop taking 100% of his deposits from his inmate account to pay for the filing fees owed in five of his federal cases and instead collect only 20% of his deposits and pay off one case at a time. (It appears from the Wisconsin Department of Corrections website that plaintiff is now being held at the Milwaukee Secure Detention Facility.) Plaintiff filed a similar motion to modify payment of his filing fees in case 09-cv-738-bbc, which I denied on September 3, 2010.

In 2016, the Supreme Court rejected the very argument presented by plaintiff and confirmed that 28 U.S.C. § 1915(b)(2) requires “simultaneous, not sequential, recoupment of multiple filing fees.” Bruce v. Samuels, 136 S. Ct. 627, 631 (2016). In other words, the

statute requires the institution to take 20% of plaintiff's income for each case for which he still owes filing fees. *Id.* Accordingly, plaintiff's motion will be denied.

ORDER

IT IS ORDERED that plaintiff Charles Norwood's motion to modify payment of his filing fees, dkt. #88, is DENIED.

Entered this 8th day of November, 2018.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge